



United States Attorney  
Southern District of New York

USDS SDNY

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The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

April 16, 2008

APR 16 2008

**By Hand**

The Honorable Victor Marrero  
United States District Judge  
Southern District of New York  
United States Courthouse  
500 Pearl Street  
New York, New York 10007

Re: **United States v. Rubin Perez**  
**07 Cr. 502 (VM)**

Dear Judge Marrero:

As Your Honor is aware, the defendant, Rubin Perez, is scheduled to be sentenced on April 25, 2008. The Government respectfully requests, with the consent of defense counsel, that the sentencing be adjourned until late June. At this time, neither of Mr. Perez's co-defendants (Javier Sanchez and Frank Tejada) have been sentenced; accordingly, the Government does not yet have the requisite information to file a motion under Section 5K1.1 of the Sentencing Guidelines as contemplated by Mr. Perez's cooperation agreement with the Government.

Thank you in advance for your consideration of this matter.

Respectfully submitted,

MICHAEL J. GARCIA  
United States Attorney

By:

Rua M. Kelly  
Assistant United States Attorney  
(212) 637-2471

Request GRANTED. The sentencing of defendant <u>Rubin Perez</u>	
herein is rescheduled to <u>6-27-08</u>	
at <u>2:15 p.m.</u>	
SO ORDERED.	
DATE <u>4-16-08</u>	<u>[Signature]</u> VICTOR MARRERO, U.S.D.J.

cc: AUSA Jeffrey A. Brown  
Xavier R. Donaldson, Esq., Counsel to Rubin Perez  
Stephanie Dunne, United States Probation Officer